

California Regional Water Quality Control Board
North Coast Region

Order No. 98-25

Recision
of
Cease and Desist Order 97-13
Requiring the Trinity River Lumber Company
to Cease and Desist from Discharging or Threatening
to Discharge Wastes in Violation of Requirements Contained in
Waste Discharge Requirements, Order No. 87-51, and
Discharge Prohibitions in the Water Quality Control Plan
for the North Coast Region

And

Recision of Order No. 87-51
Waste Discharge Requirements
Permit No. CA0024546
I.D. No. 1A831160TRI

For

Trinity River Lumber Company

Trinity County

The California Regional Water Quality Control Board, North Coast Region (hereinafter Regional Water Board), finds that:

1. Trinity River Lumber Company (hereinafter the discharger) owns and operates a lumber mill which is located in Weaverville, California.
2. On June 24, 1987 the Regional Water Board adopted Waste Discharge Requirements, which also serve as NPDES Permit No. CA0024546, for the discharger's mill.
3. On February 27, 1997 the Regional Water Board adopted Order No. 97-13 requiring the discharger to cease and desist from discharging or threatening to discharge wastes in violation of requirements contained in Waste Discharge Requirements Order No. 87-51, NPDES Permit No. CA0024546 and Waste Discharge Prohibitions in the Water Quality Control Plan for the North Coast Region. The Cease and Desist Order required the completion of two tasks with time schedules as follows:

- “1. On or before April 15, 1997 eliminate all mill-related process water discharges (steam cleaning water, edger water and compressor water) and operate and maintain the surface water discharge control facilities in a manner which eliminates violations of Order No. 87-51 forthwith.
2. On or before April 15, 1997 submit to the Regional Water Board a technical report including engineering plans and a time schedule to eliminate the discharge of non-storm water pollutants (log deck process water) from the mill pond to Lance Gulch, Weaver Creek and their tributaries;

The discharger shall address progress towards compliance with the above tasks in the monthly Self-Monitoring Report.”

4. During the spring and summer of 1997, the discharger implemented a corrective action plan, developed an updated storm water pollution prevention plan for industrial storm water activity and on December 2, 1997 notified Regional Water Board staff that construction of all corrective work was complete. Trinity River Lumber has fully complied with the requirement of Cease and Desist Order No. 97-13 and eliminated discharges of mill-related process water (non-storm water pollutants) in compliance with provisions in Order No. 87-51. With the completion of corrective work leading to implementation of Best Management Practices, the mill's storm water discharges associated with industrial activity are more appropriately regulated by applicable provisions in Order No. 97-14, National Pollutant Discharge Elimination System Permit No. CA0025046. Consequently, both Waste Discharge Requirement Order No. 87-51 and Cease and Desist Order No. 97-13 should be rescinded.
5. Regional Water Board actions to rescind Cease and Desist Orders and Waste Discharge Requirements are exempt from provisions of the California Environmental Quality Act (Public Resources Code Section 21000, et seq.) in accordance with Title 14, California Code of Regulations Sections 15061 (b)(3).
6. The Regional Water Board notified the public and interested agencies of its intent to rescind Order Nos. 97-13 and 87-51 and has provided an opportunity for comment.
7. The Regional Water Board in a public hearing, heard and considered all comments pertaining to this matter.

THEREFORE IT IS HEREBY ORDERED that Cease and Desist Order No. 97-13 and Waste Discharge Requirements Order No. 87-51 for Trinity River Lumber Company be rescinded.

Certification

I, Lee A. Michlin, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, North Coast Region, on February 26, 1998.

Lee A. Michlin
Executive Officer

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